



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

van Weeghel et al.

**Serial No.:** 10/791,152

**Filed:** March 2, 2004

**For:** DETERMINATION AND  
QUANTIFICATION OF RED BLOOD  
CELL POPULATIONS IN SAMPLES

**Confirmation No.:** 3166

**Examiner:** To be assigned

**Group Art Unit:** 1645

**Attorney Docket No.:** 2183-6372US

**NOTICE OF EXPRESS MAILING**

Express Mail Mailing Label Number: EL994827146US

Date of Deposit with USPS: November 19, 2004

Person making Deposit: Steve Wong

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In connection with the above-referenced patent application, enclosed please find a copy of the Notice to File Missing Parts of Nonprovisional Application and check in the amount of \$504.00 for the basic filing fee, additional independent claims over three and surcharge, along with Declaration and Power of Attorney.

Applicants claim small entity status. The fees have been adjusted for small entity status with the fee increase effective October 1, 2004.

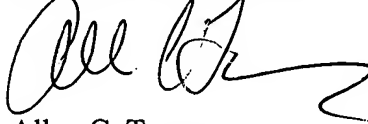
Serial No.: 10/791,152

Applicant includes herewith a Petition for Extension of Time for a four-month extension of time. The Petition is accompanied by a check in the amount of \$740.00 to cover the cost of this four-month extension.

Checks in the amounts of \$504.00 and \$765.00 are enclosed in payment of all required fees.

If the enclosed amount is insufficient, please debit TraskBritt Deposit Account No. 20-1469 for the remainder of the fee. If the amount is in excess of that required, please credit that deposit account.

Respectfully submitted,

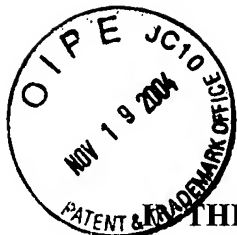


Allen C. Turner  
Registration No. 33,041  
Attorney for Applicant(s)  
TRASKBRITT, P.C.  
P.O. Box 2550  
Salt Lake City, Utah 84110-2550  
Telephone: 801-532-1922

Date: November 19, 2004  
ACT/bv

Enclosures: Copy of Notice to File Missing Parts of Application  
Check in the amount of \$504.00  
Declaration and Power of Attorney  
Petition for Extension of Time  
Check in the amount of \$765.00

Document in ProLaw



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**COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

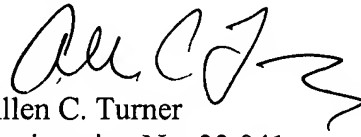
Please recognize the following ten patent practitioners from the list of practitioners on the Declaration and Power of Attorney filed herewith to represent applicant(s) in the above-referenced matter before the United States Patent Office:

William S. Britt, Reg. No. 20,969  
Joseph A. Walkowski, Reg. No. 28,765  
Edgar R. Cataxinos, Reg. No. 39,931  
Krista Weber Powell, Reg. No. 47,867  
Andrew F. Nilles, Reg. No. 47,825

Laurence B. Bond, Reg. No. 30,549  
Allen C. Turner, Reg. No. 33,041  
Brick G. Power, Reg. No. 38,581  
Bretton L. Crockett, Reg. No. 44,632  
G. Scott Dorland, Ph.D., Reg. No. 51,622

**Serial No. 10/791,152**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Allen C. Turner", with a stylized flourish at the end.

Allen C. Turner  
Registration No. 33,041  
Attorney for Applicant(s)  
TRASKBRITT, P.C.  
P.O. Box 2550  
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Date: November 19, 2004  
ACT/bv  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/791,152	03/02/2004	Robert P. Van Weeghel	2183-6372US

24247  
 TRASK BRITT  
 P.O. BOX 2550  
 SALT LAKE CITY, UT 84110



RECEIVED  
 MAY 27 2004  
 TRASKBRITT, P.C.

CONFIRMATION NO. 3166

## FORMALITIES LETTER



\*OC000000012771897\*

Date Mailed: 05/25/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$986** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

11/24/2004 MBEYENE1 00000016 10791152

02 FC:2201	44.00 OP
03 FC:2051	65.00 OP
04 FC:2001	395.00 OP

- Total additional claim fee(s) for this application is \$86
  - \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

Lee

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE